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C. Healion  
C. Healion

Applicant : Tracy D. Mallory  
Application No. : 09/825,708  
Filed : April 4, 2001  
Title : METHOD OF SHARING INFORMATION  
AMONG A PLURALITY OF STATIONS  
IN A FRAME-BASED  
COMMUNICATIONS NETWORK

Grp./Div. : 2663  
Examiner : Nguyen, T.

Docket No. : 42137/RJP/E264

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Post Office Box 7068  
Pasadena, CA 91109-7068  
October 26, 2001

Commissioner:

The Applicants are in receipt of a Notice of Non-Compliant Amendment mailed on October 16, 2001, wherein it is indicated that the amendment filed on April 4, 2001 is considered non-compliant because the amendment does not include a marked-up version of the replacement paragraph/section per 37 CFR 1.121(b)(1)(iii).

The Applicants submit that the Preliminary Amendment filed on April 4, 2001 (copy enclosed) should be considered compliant. 37 CFR 1.121(b)(iii) states in part:

"... A marked up version does not have to be  
supplied for an added paragraph or a deleted

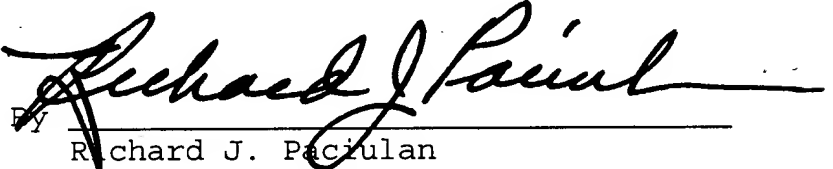
paragraph as it is sufficient to state that a particular paragraph has been added, or deleted."

As can be seen in the April 4, 2001 Preliminary Amendment, the amendments requested merely delete paragraphs from the specification and replace them with new paragraphs. Accordingly, the Applicants submit that a marked-up version does not have to be supplied.

Therefore, the Applicants request that the Notice of Non-Compliant Amendment be withdrawn and the undersigned promptly notified of its withdrawal. If the Applicants' understanding of the above-cited CFR section is in error, please promptly notify the undersigned accordingly.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

  
By Richard J. Paciulan  
Reg. No. 28,248  
626/795-9900

RJP/cah

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